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TO:	PHONE #:	FAX #:
Examiner Phillip Gambel Art Unit 1644 U.S. Patent and Trademark Office	(571) 272-0844	(571) 273-8300

From : Stacy L. Taylor
Email Address : staylor@foley.com
Sender's Direct Dial : 858.847.6720
Date : October 21, 2005
Client/Matter No : 041673-2092

MESSAGE:

Applicant: Prussak, et al.
Title: NOVEL CHIMERIC TNF LIGANDS
Appl. No.: 10/006,305
Filing Date: 12/06/2001
Examiner: Phillip Gambel
Art Unit: 1644

Enclosed:

1. Amendment and Response to Restriction Requirement (10 pages).

If there are any problems with this transmission or if you have not received all of the pages, please call 858.847.6700.

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OCT 21 2005

Atty. Dkt. No. 041673-2092

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Prussak, et al.

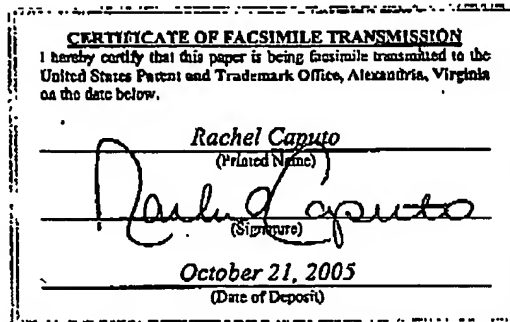
Title: NOVEL CHIMERIC TNF
LIGANDS

Appl. No.: 10/006,305

Filing Date: 12/6/2001

Examiner: Unknown

Art Unit: 1743

**AMENDMENT TRANSMITTAL**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

[X] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.

[X] The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	19	-	67	=	0	x	\$50.00	=	\$0.00
Independent Claims:	1	-	5	=	0	x	\$200.00	=	\$0.00
First presentation of any Multiple Dependent Claims:							+	\$360.00	= \$0.00
CLAIMS FEE TOTAL									= \$0.00

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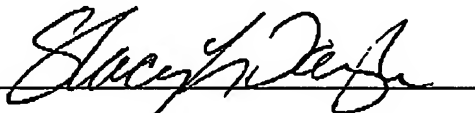
Atty. Dkt. No. 041673-2092

[X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 10-21-2005

By 

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Customer Number: 30542
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Stacy L. Taylor
Attorney for Applicant
Registration No. 34,842



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Art Unit: 1644

Enclosed:

1. Amendment Transmittal (2 pages) (in duplicate); and
2. Amendment and Response to Restriction Requirement (10 pages).

If there are any problems with this transmission or if you have not received all of the pages, please call 858.847.6700.

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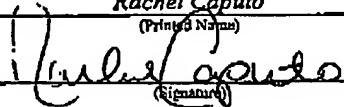
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Art Unit: 1644

CERTIFICATE OF FACSIMILE TRANSMISSION I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below. <u>Rachel Caputo</u> (Printed Name) <u></u> (Signature) <u>October 21, 2005</u> (Date of Deposit)

AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Office Action dated September 21, 2005, setting forth a restriction requirement and requirement for an election between species.

Amendments to the Claims begin on page 2 of this document.

Remarks/Arguments begin on page 8 of this document.